

Attorney Docket Number EVS-ABBI001

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Pierre Öberg and Jan-Erik Frey

Filed: Sept. 21, 2001

FOR: **DYNAMIC OPERATOR FUNCTIONS BASED ON  
OPERATOR POSITION**

**RECEIVED**

MAR 20 2002

Technology Center 2100

Assistant Commissioner for Patents  
Washington, DC 20231

Notice has been received that the Oath or Declaration is missing from the above-identified case. Enclosed herewith please find a Declaration/Power of Attorney, signed by both inventors on Dec. 10, 2001. A late filing fee of \$130 is also enclosed.

Date: December 10, 2001

Correspondence Address: Cust. No. 000025260  
5228 Westminster Lane  
Fuquay-Varina, NC 27526

By Marcia L. Doubet  
Marcia L. Doubet, Attorney of Record  
Registration Number 40,999

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)**

I hereby certify that I am depositing the enclosed or attached correspondence with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on Dec. 10, 2001.

Marcia L. Doubet  
(Name of person mailing paper or fee)

Marcia L. Doubet  
(Signature of person mailing paper or fee)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/960,080	09/21/2001	Pierre Oberg	EVS-ABBI001

25260  
LAW OFFICE OF  
MARCIA L. DOUBET  
5228 WESTMINSTER LN.  
FUQUAY-VARINA, NC 27526

**RECEIVED**  
MAR 20 2002  
Technology Center 2100

CONFIRMATION NO. 4356  
FORMALITIES LETTER



Date Mailed: 10/18/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

01/29/2002 HTECKLU1 00000075 09960080

01 FC:105

130.00 OP

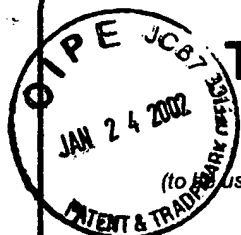
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Receipt  
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/960,080
Filing Date	09/21/2001
First Named Inventor	Pierre Oberg 2183
Group Art Unit	
Examiner Name	
Attorney Docket Number	EVS-ABBI001

Total Number of Pages in This Submission 13

## ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☒ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☒ Response to Missing Parts/ Incomplete Application
- ☒ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☒ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☒ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):

• Corrected Filing Receipt  
• Return Receipt Postcard

Remarks

Power of Attorney form is both Power of Attorney and Declaration

RECEIVED

MAR 20 2002

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name Marcia L. Doubet

Signature

Marcia L. Doubet

Date

Dec. 10, 2001

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: Dec. 10, 2001

Typed or printed name

Marcia L. Doubet

Signature

Marcia L. Doubet

Date

Dec. 10, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**  
**for FY 2002**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$) **170.00****Complete if Known**

Application Number	09/960,080
Filing Date	09/21/2001
First Named Inventor	Pierre Oberg
Examiner Name	
Group Art Unit	
Attorney Docket No.	EVS-ABBI001

**METHOD OF PAYMENT**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	501525
Deposit Account Name	Marcia L. Doubet Law Office

- ☒
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- 
- ☐
- Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

**SUBTOTAL (1)** (\$) **2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$) 

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

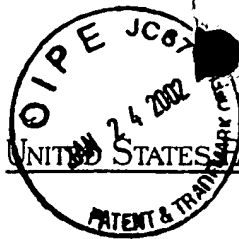
\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$) **170.00****SUBMITTED BY**

Name (Print/Type)	Marcia L. Doubet	Registration No. (Attorney/Agent)	40,999	Telephone	(919) 557-3827
Signature	Marcia L. Doubet	Date	Dec. 10, 2001		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on



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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/960,080	09/21/2001	2183	1696	EVS- ABBI001	6	57	7

CONFIRMATION NO. 4356

FILING RECEIPT



\*OC000000006932389\*

25260  
LAW OFFICE OF  
MARCIA L. DOUBET  
5228 WESTMINSTER LN.  
FUQUAY-VARINA, NC 27526

Date Mailed: 10/18/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Pierre Oberg, Residence Not Provided; → Engelbrekts gatan 13, SE-722 16 Västerås  
Jan-Erik Frey, Residence Not Provided; Sweden

Domestic Priority data as claimed by applicant Mastavägen 1, SE-723 48, Västerås, Sweden

Foreign Applications

If Required, Foreign Filing License Granted 10/18/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Dynamic operator functions based on operator position

Preliminary Class

712

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**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

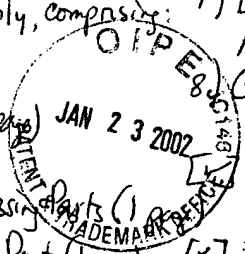
**NOT GRANTED**

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Title: Dynamic Operator Functions Based on Operator Position  
Filed: Sept. 21, 2001 Docket Nbr: EVS-ABBI001  
First-Named Inventor: Pierre Öberg

Enclosed please find:

- ☒ Statement that Reply was Timely Filed
- ☒ Copy of Previously-Filed Reply, comprising:
  - 1) Transmittal Letter (1 page)
  - 2) Fee Transmittal, PTO/SB/17 (1 page)
  - ~~3) Receipt~~
  - 3) Response to Notice to File Missing Parts (1 page)
  - 4) Copy of Notice to File Missing Parts (1 page)
  - 5) Assignment Recordation, PTO/1619A, 1619B (2 pages)
  - 6) Assignment, signed (2 pages)
  - 7) Declaration/Power of Attorney, signed (3 pages)
  - 8) Corrected Filing Receipt (2 pages)
  - Replacement Check for \$170.00



Title: Dynamic Operator Functions Based on Operator Position  
Filed: Sept. 21, 2001 Docket Nbr: EVS-ABBI001  
First-Named Inventor: Pierre Öberg

Enclosed please find:

- ☒ Transmittal Letter (1 page)
- ☒ Fee Transmittal, PTO/SB/17 (1 page)
- ☒ Check for \$170.00
- ☒ Response to Notice to File Missing Parts (1 page)
- ☒ Copy of Notice to File Missing Parts (1 page)
- ☒ Assignment Recordation, PTO/1619-A, 1619-B (2 pages)
- ☒ Assignment, signed (2 pages)
- ☒ Declaration/Power of Attorney, signed (3 pages)
- ☒ Corrected Filing Receipt, 2 pages



Date Received:

T. K. K. K.